

1 PHILLIP A. TALBERT  
United States Attorney  
2 MATHEW W. PILE  
Associate General Counsel  
3 Office of Program Litigation, Office 7  
4 MARGARET BRANICK-ABILLA (CABN 223600)  
Special Assistant United States Attorney  
5 Office of Program Litigation, Office 7  
Office of the General Counsel  
6 Social Security Administration  
6401 Security Boulevard  
7 Baltimore, MD 21235  
Telephone: (510) 970-4809  
8 Email: Margaret.Branick-Abilla@ssa.gov

9 Attorneys for Defendant

10 UNITED STATES DISTRICT COURT  
12 EASTERN DISTRICT OF CALIFORNIA

13 MELISSA ANN OROZCO,

14 Plaintiff,

15 vs.

16 COMMISSIONER OF SOCIAL SECURITY,

17 Defendant.

Civil No. 1:23-cv-01373-SKO

STIPULATION AND UNOPPOSED MOTION  
FOR AN EXTENSION OF TIME; ORDER

(Doc. 17)

19  
20 IT IS HEREBY STIPULATED by and between the parties, through their undersigned  
21 attorneys, with this Court's approval, to extend the time by 40 days, from March 17, 2024, to  
22 April 26, 2024, for Defendant to file his Cross-Motion for Summary Judgment. Plaintiff's  
23 optional reply shall be due within 14 days after the filing of the Commissioner's Cross-Motion.

24 This is Defendant's first request for an extension of time. Plaintiff's counsel does not  
25 oppose the requested extension.

26 The undersigned counsel for the Commissioner respectfully submits that good cause exists  
27 for the requested extension. Due to ongoing staffing fluctuations and organizational changes, the  
28 undersigned counsel for the Commissioner has been tasked with additional duties including

1 serving as a jurisdictional coordinator, reviewing other attorneys' work, training and mentoring  
2 new attorneys, and handling more cases, with responsibility for over 40 cases pending in District  
3 Court and the Ninth Circuit, including a Ninth Circuit argument scheduled for April 1, 2024.  
4 Additionally, the undersigned counsel for the Commissioner will be out of the office for almost  
5 two weeks in March traveling with an aged parent. As a result, and despite diligent efforts to  
6 comply with this Court's Scheduling Order, the Commissioner needs an extension in the instant  
7 case to review the administrative record, consider the issues that Plaintiff has raised, confer with  
8 his client as necessary, and prepare the Commissioner's Cross-Motion.

9 Respectfully submitted,

10 Dated: March 8, 2024

PENA & BROMBERG, PLC

12 By: /s/ Jonathan O. Pena\*

13 JONATHAN O. PENA

14 Attorneys for Plaintiff

[\*As authorized by e-mail on Mar. 8, 2024]

15 Dated: March 11, 2024

PHILLIP A. TALBERT

16 United States Attorney

MATHEW W. PILE

17 Associate General Counsel

Office of Program Litigation, Office 7

18 By: /s/ Margaret Branick-Abilla

19 MARGARET BRANICK-ABILLA

20 Special Assistant United States Attorney

Attorneys for Defendant

22 **ORDER**

23 Pursuant to the parties' stipulation (Doc. 27), IT IS ORDERED that the Commissioner's  
24 Cross-Motion for Summary Judgment shall be due on April 26, 2024, and Plaintiff's optional  
25 reply shall be due within 14 days after the filing of the Commissioner's Cross-Motion.

26 IT IS SO ORDERED.

27 Dated: March 11, 2024

/s/ Sheila K. Oberto

UNITED STATES MAGISTRATE JUDGE

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